

08-23-02

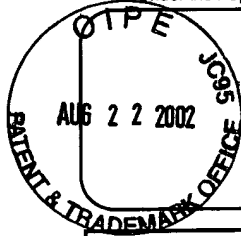
CPA/1700

PTO/SB/29 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing

CHECK BOX, if applicable

☐ DUPLICATE

(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No. of Prior Application	11302-0530 (44040-228238)
First Named Inventor	Pratt, C.C.
Examiner Name	Tsai
Group / Art Unit	1771
Express Mail Label No.	EV 041602305 US

RECEIVED

AUG 26 2002

TC 1700

This is a request for a ☐ continuation or ☐ divisional application under 37 CFR 1.53(d),(continued prosecution application (CPA)) of prior application number 09/474,634filed on December 29, 1999, entitled Biodegradable Thermoplastic Nonwoven Webs for Fluid Management.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

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1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
 - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. ☒ Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

740.00 DP

54.00 DP

09/25/2002 00000071 09474634

01 FC-131

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	-20* =	3	x \$18=	\$ 54.00
	INDEPENDENT CLAIMS 37 CFR 1.16(b) or (i)	-3** =		x \$ ____ =	
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			x \$ ____ =	
				BASIC FEE (37 CFR 1.16)	740.00
	Total of above Calculations =				
	Reduction by 50% for filing by small entity (Note 37 CFR 1.27).				
	* Reissue claims in excess of 20 and over original patent.				
	** Reissue independent claims over original patent.				
	TOTAL =				794.00

6. ☐ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 11 - 0855 :
- a. ☐ Fees required under 37 CFR 1.16.
- b. ☐ Fees required under 37 CFR 1.17.
- c. ☐ Fees required under 37 CFR 1.18.
8. ☒ A check in the amount of \$ 740.00 and 54.00 is enclosed.
9. ☐ Payment by credit card. Form PTO-2038 is attached.
10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) (fee under 37 CFR 1.17(l) enclosed).
11. ☒ New Attorney Docket Number, if desired
[Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.]
12. a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)
- b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. ☒ Other: Change of Correspondence Address

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

12. NEW CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label		Kilpatrick Stockton LLP (Insert Customer Number or Bar Code label here)		or <input type="checkbox"/> New correspondence address below	
Name	Theodore M. Green Reg. No. 41,801 PATENT TRADEMARK OFFICE				
Address	1100 Peachtree Street Suite 2800				
City	Atlanta	State	GA	Zip Code	30309
Country	USA	Telephone	404-815-6500	Fax	404-815-6555

13. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Theodore M. Green
Signature	<i>Theodore M. Green</i>
Registration No. (Attorney/Agent)	41,801
Date	August 22, 2002

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) **794**

Complete if Known

Application Number	09/474,634
Filing Date	December 29, 1999
First Named Inventor	Tsai
Examiner Name	Pratt, C.C.
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METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																					
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None <input type="checkbox"/> Deposit Account: Deposit Account Number: 11-0855 Deposit Account Name: Kilpatrick Stockton LLP		3. ADDITIONAL FEES																																																																																																																					
The Commissioner is authorized to: (check all that apply) <input type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		<table border="1"><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>105</td><td>205</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>127</td><td>227</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr><tr><td>139</td><td>139</td><td>Non-English specification</td><td></td></tr><tr><td>147</td><td>147</td><td>For filing a request for reexamination</td><td></td></tr><tr><td>112</td><td>112</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>113</td><td>113</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>115</td><td>215</td><td>Extension for reply within first month</td><td></td></tr><tr><td>116</td><td>216</td><td>Extension for reply within second month</td><td></td></tr><tr><td>117</td><td>217</td><td>Extension for reply within third month</td><td></td></tr><tr><td>118</td><td>218</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>128</td><td>228</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>119</td><td>219</td><td>Notice of Appeal</td><td></td></tr><tr><td>120</td><td>220</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>121</td><td>221</td><td>Request for oral hearing</td><td></td></tr><tr><td>138</td><td>138</td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>140</td><td>240</td><td>Petition to revive - unavoidable</td><td></td></tr><tr><td>141</td><td>241</td><td>Petition to revive - unintentional</td><td></td></tr><tr><td>142</td><td>242</td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>143</td><td>243</td><td>Design issue fee</td><td></td></tr><tr><td>144</td><td>244</td><td>Plant issue fee</td><td></td></tr><tr><td>122</td><td>122</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>123</td><td>123</td><td>Processing fee under 37 CFR 1.17 (q)</td><td></td></tr><tr><td>126</td><td>126</td><td>Submission of Information Disclosure Stmt</td><td></td></tr><tr><td>581</td><td>581</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>146</td><td>246</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr><tr><td>149</td><td>249</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr><tr><td>179</td><td>279</td><td>Request for Continued Examination (RCE)</td><td></td></tr><tr><td>169</td><td>169</td><td>Request for expedited examination of a design application</td><td></td></tr></tbody></table>		Large Entity	Small Entity	Fee Description	Fee Paid	105	205	Surcharge - late filing fee or oath		127	227	Surcharge - late provisional filing fee or cover sheet.		139	139	Non-English specification		147	147	For filing a request for reexamination		112	112	Requesting publication of SIR prior to Examiner action		113	113	Requesting publication of SIR after Examiner action		115	215	Extension for reply within first month		116	216	Extension for reply within second month		117	217	Extension for reply within third month		118	218	Extension for reply within fourth month		128	228	Extension for reply within fifth month		119	219	Notice of Appeal		120	220	Filing a brief in support of an appeal		121	221	Request for oral hearing		138	138	Petition to institute a public use proceeding		140	240	Petition to revive - unavoidable		141	241	Petition to revive - unintentional		142	242	Utility issue fee (or reissue)		143	243	Design issue fee		144	244	Plant issue fee		122	122	Petitions to the Commissioner		123	123	Processing fee under 37 CFR 1.17 (q)		126	126	Submission of Information Disclosure Stmt		581	581	Recording each patent assignment per property (times number of properties)		146	246	Filing a submission after final rejection (37 CFR § 1.129(a))		149	249	For each additional invention to be examined (37 CFR § 1.129(b))		179	279	Request for Continued Examination (RCE)		169	169	Request for expedited examination of a design application	
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Theodore M. Green	Registration No. Attorney/Agent	41,801
Signature	<i>Theodore M. Green</i>	Telephone	(404) 815-6300
		Date	August 22, 2002

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